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PATENT LAW DEPT M/S A2-250
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OFFICE OF PETITIONS

In re Application of	:	
Krauss, et al.	:	
Application No. 09/844,061	:	DECISION ON PETITION
Filed: April 26, 2001	:	
Attorney Docket No. R0070B-REG	:	

This is a decision on the petition to revive under 37 CFR 1.137(b), filed March 25, 2004

The petition is **GRANTED**.

The above-identified application became abandoned for failure to timely file a proper response to the final Office action mailed May 6, 2002. Applicants filed an amendment on August 6, 2002. However, in an advisory action mailed on September 6, 2002, the examiner notified applicants that the amendment would not be entered because it failed to place the application in condition for allowance. Applicants filed another amendment on October 2, 2002, made timely by obtaining a two month extension of time. An advisory action was again mailed on February 26, 2003. No proper reply having been received before the end of the six month statutory period for reply, the application became abandoned on October 7, 2002. Applicants filed a petition to withdraw the holding of abandonment on March 31, 2003. However, this petition was denied in a decision mailed on February 26, 2004. A Notice of Abandonment was mailed on March 19, 2004.

With the instant petition, petitioner paid the petition fee, made the proper statement of unintentional delay, and filed a proper reply in the form of a Request for Continued Examination (RCE), including the required submission in the form of an amendment.

The application file is being forwarded to Group Art Unit 1624 for consideration of the RCE and the amendment, filed March 31, 2003.

Telephone inquiries concerning this decision should be directed to the undersigned at (703) 305-0272.

Cliff Congo

Cliff Congo
Petitions Attorney
Office of Petitions